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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. **BER-3.5.009/3714**

First Inventor **Ronald Alan COFFEE**

Title

Express Mail Label No. **ET694443307US**

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17) (Duplicate)

2. ☐ Applicant claims small entity status.

See 37 CFR 1.27.

3. ☒ Specification [Total Pages **42**]

(preferred arrangement set forth below)

- Descriptive title of the invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets **7**]

5. Oath or Declaration [Total Pages **1**]

- a. ☐ Newly executed (original or copy)  
Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 18 completed)

i. ☐ **DELETION OF INVENTOR(S)**

Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)

6. ☐ Application Data Sheet. See 37 CFR 1.76

ADDRESS TO:

Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

a. ☐ Computer Readable Form (CRF)

b. Specification Sequence Listing on:

- i. ☐ CD-ROM or CD-R (2 copies); or  
ii. ☐ paper

c. ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))

10. ☐ 37 CFR 3.73(b) Statement of Attorney (when there is an assignee) ☒ Power of Attorney

11. ☐ English Translation Document (if applicable)

12. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations

13. ☒ Preliminary Amendment

14. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)

15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)

16. ☐ Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.

17. ☐ Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No. **09 230,171**

Prior application information Examiner **Kim M. LEWIS**

Group Art Unit **3761**

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the second application, whether or not the prior application is a continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion of the prior application is omitted from the submitted application parts.

## 19. CURRENT CORRESPONDENCE ADDRESS

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or ☒ Correspondence address below

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Registration No. (Attorney/Agent) **32,139**

Signature *Robert J. Hess*

Date

**11 JAN 01**

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

## FEE TRANSMITTAL for FY 2001

*Patent fees are subject to annual revision. Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12*

### Complete if Known

Application Number	To be assigned
Filing Date	Concurrently herewith
First Named Inventor	Ronald Alan COFFEE
Group Art Unit	To be assigned
Examiner	To be assigned
Attorney Docket Number	BER-3.5.009/3714

**TOTAL AMOUNT OF PAYMENT** (\$ 2,338.00)

### METHOD OF PAYMENT (check one)

☐ [ x ] The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to Deposit Account Number: 03-2517  
Deposit Account Name: COBRIN & GITTES  
☐ [ x ] Charge any additional fee required under 37 CFR 1.16 and 1.17

### 2 [ x ] Payment Enclosed:

☒ [ x ] Check ☐ [ ] Money Order ☐ [ ] Other

### FEE CALCULATION

#### 1. BASIC FILING FEE

Large Entity	Small Entity				
Code	(\$)	Code	(\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	\$ 710
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Resouse filing fee	
114	150	214	75	Provisional filing fee	
<b>SUBTOTAL (1)</b>					\$ 710

#### 2. EXTRA CLAIM FEES

	Extra Claim	Fee below	Fee Paid		
Total Claims	26	-20 =	6	x	9 or 18
					\$ 108
Indep. Claims	22	-3 =	19	x	40 or 80
					\$ 1,520
Multiple Dependent			130		\$

*\*\* or number previously paid, if greater, for resouces, see below*

Large Entity	Small Entity				
Code	(\$)	Code	(\$)	Fee Description	
103	18	203	9	Claims in excess of 20	
102	80	202	40	Independent claims in excess of 3	
104	270	204	135	Multiple dependent claim, if not paid	
109	80	209	40	**Resouse independent claims over original patent	
110	18	210	9	**Resouse claims in excess of 20 and over original patent	
<b>SUBTOTAL (2)</b>					(x)1,628

### 3. ADDITIONAL FEES

Large Entity	Small Entity				
Code	(\$)	Code	(\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - Late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	Request for Reexamination	
112	920*	112	920*	Req. publication of SIR prior to Examiner action	
113	1,840	113	1,840	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension within first month	
116	390	216	195	Extension within second month	
117	890	217	445	Extension within third month	
118	1,390	218	695	Extension within fourth month	
128	1,890	228	945	Extension within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,210	241	605	Petition to revive - unintentional	
142	1,240	241	620	Utility issue fee (or resouse)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Substantive Disclosure Stmt	
581	40	581	40	Patent Assignment per property	
146	710	246	355	Filing a submission after final rejection (37 CFR 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR 1.129(b))	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic filing fee Paid

**SUBTOTAL (3)**

### SUBMITTED BY

Typed or Printed Name Robert J Hess

Signature 

### Complete (if applicable)

Registration Number 32,139

Date January 11, 2001